

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF CITY OF SUNNYVALE ELECTING STATUTORY PASS-THROUGH PURSUANT TO HEALTH AND SAFETY CODE SECTIONS 33607.5(b) AND 33607.7(b) FOR THE AMENDED AND RESTATED REDEVELOPMENT PLAN FOR THE CENTRAL CORE REDEVELOPMENT PROJECT AREA**

WHEREAS, the Redevelopment Agency of the City of Sunnyvale (the "Agency") adopted the Amended and Restated Redevelopment Plan for the Central Core Redevelopment Project Area (the "Amended Plan"), which provides for tax increment financing pursuant to Health and Safety Code Section 33670 ("Tax Increment"); and

WHEREAS, the City of Sunnyvale is the community amending the Amended Plan and is authorized to make the election described in Health and Safety Code Sections 33607.5(b) and 33607.7(b)(2).

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT:

1. The City Council of the City of Sunnyvale (the "City Council") elects to be paid the amounts set forth in Health and Safety Code Section 33607.5(b) for each fiscal year payments are to be made pursuant to Health and Safety Code Section 33607.7(b) as a statutory pass-through payment from the Agency Tax Increment.
2. It is the policy intent of the City Council that the amount received as a statutory pass-through payment each fiscal year by the City will be appropriated for programs and activities that benefit the community.
3. The City Manager is hereby authorized and directed to transmit copies of this Resolution to the Agency and to take all other actions required pursuant to Health and Safety Code Sections 33607.5(b) and 33607.7(b) to implement the election set forth in this Resolution.

Adopted by the City Council at a regular meeting held on \_\_\_\_\_, 2006, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

\_\_\_\_\_  
City Clerk  
(SEAL)

\_\_\_\_\_  
Mayor

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
David E. Kahn, City Attorney